

1871-012 Chancery Causes: Henry C. Slomp vs. Andrew G. Hart &c
Lee Co.

Waller, Bailey, Reazor, Parkey, Riddle, Manas, Reese,
Cook, Olinger

CA-Debt

To the Worshipful County Court of Lee County
in Chancery Sitting

Your Orator Henry C
of said County humbly complaining Sheweth
that in the month of April
2^d 1881 a warrant against
for a claim due him
This warrant in one of
said months was returned before John Riddle
a Justice of the peace for ^{said County} trial - Your Orator
and the said Hart appeared before him at
the appointed time and the evidence in the
case was heard but the said Justice did
not then render his judgment in the cause
stating that he would take time to consider
thereof. Your Orator afterwards and within
ten days from the trial went to the residence
of the said Justice to be informed as to his
judgment in the said case, intending to
ask the Justice to render a judgment against
to wit, an appeal therefrom or a
new trial but when he was
thus dwelling he found that he
was absent from home having gone to the
State of Kentucky and did not return
home for some weeks afterwards. The first
time after then when Your Orator saw the
said Justice he inquired of him as to the disposi-
tion he had ^{made} of the case he replied that he
had not yet given any judgment and thus
the matter rested - Your Orator supposing
that the said Justice would notify him
of his action within due time after he
rendered his judgment so that he might

have an opportunity to take an appeal
or apply for a new trial if he were
dissatisfied with his decision. But
your brother now states that about
month ago Harry L. Waller, a
Squire in said county, when
your brother was present
informed your brother that
Justice Riddle had rendered a judgment
in said case against him for some
several dollars and for which a writ
of fieri facias had issued and was
then in the hands of the said Constable
to be executed who lived the same
on your brother's property. Your
brother considers himself aggrieved by this
proceeding and is advised that the same
is irregular and illegal because the
said Justice ought not to have
indefinitely continued the case and then
render his judgment without a
petition to the parties to come
to take an appeal therefrom. Your
brother states that he considers
that injustice has been done to him
as he was not indebted to the
said Hart in the sum for which the
said Justice rendered the said decision
but on the contrary the said Hart
is and was at the rendition of said
judgment indebted to your brother
of which satisfactory proof can be made.
The object of this bill is to enjoin any
further proceedings on said judgment until

a hearing of the matter herein set forth.*
His prayer therefore is that the said
Andrew J. Hart and ^{and Charles Garrison} Harry L. Waller the
Constables be made parties defendants
and answer the same in
a hearing of the said
petition and a
sum of your brother for
the amount to which he shall show
himself entitled and in the meantime
the said Constables be restrained from
all further action on said writ of fi
fa. He further prays for further and
general, all necessary process &c.
Hagan & Pridemore

Sworn to in open Court this 10th day of
February 1869. St. J. Morgan, clerk.

* Your orator states that since transactions
the said waller has, been
in office, and the said execu-
tion, into the hands, of one Charles
Garrison, constable, of said county, who has since
lived on and advertised your orator's wharves for
sale, your orator had therefore to give a
forth-coming bond on said wharves or have the
same sold, said Garrison and as your orator does
said bond.

To the worshipful County Court of Lee County, in Chancery
sitting. The deposite answer, of Andrew S. Hart, to the
Bill of Complaint exhibited in your honorable Court, by
Henry C. Stemp, against this respondent & others.

This Defendant reserving to himself the right to
except to said Bill for its insufficiency in law, and its
imperfections, & misstatement of facts, would so far as any
answer thereto is required, respectfully state, that it is true
that the said Complainant H. C. Stemp sued out a warrant against
this respondent, and placed it in the hands of one Harvey J. Wallen
a Constable of said County, who summoned your respondent, to appear
before one John Riddle, a justice of said County, who resided
in another & different district, from that in which your respondent and
the said Complainant resided, ~~and in~~ which the mutual indebtedness
of the P'ty, and debt in said warrant arose. This respondent
appeared before said justice more than once, & objected upon
the above grounds to his trying said warrant, and finally
the said Stemp abandoned said warrant, and thereupon
the said Stemp & this respondent being present at the residence
of the said justice, Riddle, with their witnesses, agreed that
said justice might try said Cause, ^{when a warrant was issued by him} and settle the matters
in dispute between them, and that the decision of said justice
should be final in the matter, and the said justice heard
the witnesses of each party, and took charge of the papers &
accounts produced by each party, and it being late in the
evening the parties adjourned from before the justice before
he rendered his decision, and this respondent knew, nor
heard no more of the case, until, the Complainant had obtained
from your worship's the injunction in this Cause.

It is likewise true, that some months afterwards, the said
justice John Riddle, rendered a judgement in favor of
this respondent, as he is informed & believes for the sum of
seven Dollars & ninety seven Cents, & the Costs, which went into
the hands of the said Constable Wallen, and was afterwards
transferred to the hands of Constable Garrison for collection.

Now upon this state of facts, your respondent thinks
it strange that an injunction should be asked & obtained, to

restrain him, and the officers acting in his behalf, from the collection of his claim which has been fairly decided by the justice aforesaid, to be justly due him, and that too, when it is not even alleged that there was any fraud, deceit, misrepresentation or improper conduct upon the part of this respondent, in obtaining said judgment & execution, but the only ground, upon which equity is asked to exercise the arbitrary power of an injunction is, as shown in the Complainant's ^{Bill}, because he through his own negligence, and the irregular conduct, he seeks to fasten upon the justice, with which he does not pretend to connect this respondent, failed to obtain a new trial, or an appeal, to Court from the judgment of said justice; and yet from the statement of the Bill itself, it clearly appears, that under the law, the Comptt could not have, & was not entitled to an appeal from the judgment of the justice in favor of this respondent, against the Complainant, because the said judgment was for less than Ten Dollars; - and as to the question of a new trial if the Comptt, if he was entitled to one before said justice, he ^{must} show in his bill that he took the proper steps to obtain one, and was defeated in his effort, by any treachery, or misconduct of this respondent, for he had not only 30 days which the law allows him, but the case was held up by the justice for several months, and said ^{justice} was not in Kentucky the whole of that time, nor even the 30 days allowed by law in which to obtain new trial, but was only absent as this respondent is informed & believes & therefore alleges, only from 5 to 8 days; - Besides, if Comptt, had a thousand intentions to apply for a new trial in said Cause, he never gave this Deft the notice required by law, although he continued to reside in the County of Lee, nor was this Deft present when he made such application, if any such was ever made; and if the legal notice had been given to this Deft, he is advised that the absence of the justice even for the whole 30 days, could not have defeated said application, if regular & proper in other respects.

The effect upon the part of the Complainant, to set aside the judgment of the justice, which in the case in point is as final as the decision of the supreme ^{Court} of the state, and to open and re-try the case in a Court of Equity, when

the justice had full, and uncontroverted jurisdiction over the matter in controversy, and has not in any way transcended his power & authority, is an anomaly in equity jurisprudence seldom, if ever met with, and if no better grounds for equity jurisdiction, is shown (and it is respectfully submitted none better have been exhibited in Complainant's Bill,) your respondent is advised that the Complainant's Bill will find but little favor with your worship upon a final & full hearing.

This respondent having now fully answered Comptt's Bill, so far as it is material to respond thereto, he now denies each & every allegation thereof, not herein before, answered, denied, confessed or avoided and prays to be hence dismissed with his costs & damages, & as in duty bound, he will ever pray &c.

Done for
Deft.

Sworn to before me by Af Hark the 20th day of Aug. 1867.
H. J. Morgan, D.C.

A. J. Hart

ads & answer

F. B. Stemp

H. C. Shemp }
vs } In Chancery.
A. E. Hart & others }

This cause having by agreement of the parties, been referred to arbitration and the arbitrators D. S. Litten, David Cox and J. M. Scott, having returned their award, dated June 3rd 1871. and filed the same, in the cause on that day, and the parties by their counsel having agreed to waive a rule to show cause against said award; - it is therefore, adjudged, ordered, and decreed, pursuant to said award, that the Deft Hart recover, of the said H. C. Shemp, the sum of Three Dollars, with legal interest thereon from the 1st day of May 1868, till paid, and the costs of this suit, and also his costs before the justice, and that said Shemp pay his own costs in this cause, & before said justice Riddle, and all the costs of this arbitration, except as hereafter named; that is to say, said Hart shall pay all costs incurred on the 1st Saturday in May 1871; and that the said Shemp, and Hart shall each pay, the said Arbitrators Four Dollars, as follows, Two Dollars to J. M. Scott, Two Dollars, to David Cox, and four Dollars to D. S. Litten; and to effectuate, said award, it is further adjudged, ordered, and decreed, that the injunction heretofore granted in this cause, be dissolved, as to the said Three Dollars & interest as aforesaid, and as to the residue of

of the judgement rendered by Justice Riddle
in favor of the Sept Hart, against the said Blomp,
be perpetuated; and there being no further
reason for the continuance of this cause upon
the docket, it is ordered that it be stricken therefrom
without prejudice to the right of the parties
to reinstate the same, for the purpose of
enforcing this decree.

W. L. Blomp

W. J. Blomp

A. J. Hart & Son

Nov Term 1877.

Entered Oct. 14 1877.

Entered this
Nov 11

H. C. Kemp
vs
A. I. Hantwell } In Chancery.

The award of D. S. Lutton, David Cox. and
J. W. Scott, the arbitrators to whom the parties in this
cause, referred the matters in controversy in this suit,
having been filed at the June Term 1871, and no
exceptions being filed by either party to the same;
& the defendants waiving the rule as to their answer
it is ordered, that the Plaintiff ~~& Deft~~, be summoned
to appear ^{here} on the 1st day of the next September Term
to shew good cause if any ~~they~~ can, why the said
award should not be entered up as the decree of
the Court.

A. E. Hunt & d^r
ads

H. C. Kemp:

Rule upon P^lth.

Entered O. B. p 354.

J. B. Meek, D. clk

Entered in 1871

H. J. Benson

Aug 26 1871

Henry C. Slomp

225

A. J. Hart & al.

Plff

Defts

vs

By agreement of the parties in this cause. It is ordered that for ~~as much~~ Richmond one of the arbitrators heretofore selected by the parties to aid in settling the differences in this cause be and he is hereby removed as such arbitrator, and by like consent John W. Scott and John A. Hapatt are substituted in the room and place of said Richmond who in conjunction with Dickson S. Litten one of the former arbitrators are to settle the matters of difference in this cause. And should either of the parties be dissatisfied with either of said Scott or Hapatt, then such one of them as the parties may agree to act with said Litten may choose an umpire. And the award of such shall be entered as the decree of the court. And the same is ordered accordingly and the cause ~~continued~~ is Contd.

Henry C. Sledge

as { Deane

A. J. Hart & others

Entered O. B. 141
1871. Jan'y, Feb.

Enter this Deane

A. J. Mosquim

Decr. 21st 1870

Virginia

At a County Court continued and held for Lee County
at the Court house thereof, on Wednesday the 21st day of
December 1870.

Henry C. Menzies

against

A. J. Hart et al

Plaintiff

Defendants

In Chancery.

By agreement of the parties in this cause, It is ordered that
Jonathan Richmond, one of the arbitrators heretofore selected by
the parties to aid in settling the difference in this cause, he and
he is hereby removed as such arbitrator, and say like cannot
John H. Scott and James A. G. Hall are substituted in the room
and place of said Richmond and in conjunction with Eliza
Hillman one of the former arbitrators, are to settle the matters
of difference in this cause; and should either of the parties be
dissatisfied with either said Scott or Hall, then such one of
them as the parties may agree to act with said Hillman may choose
an umpire and the award of such umpire be entered so as to
bind the court, and the same is ordered accordingly, and the
cause is continued.

Teste

James H. Carr, Clerk.

Four & Stamp

15. Copy (4 copies)

Am. Sent et al

Executed by delivering
 & attested official
 copy to A G Whitt
 D. S. Linton & J. W.
 Scott of this order
 W. L. Hamblin

Virginia

At a Court of quarter-sessions continued & held for Lee County,
at the Court-House thereof, on Friday, the 25th day of August 1871.

Henry C. Slomp

against

A. J. Hart et al

Plaintiff

Defendant

} In Chancery.

The award of D. S. Litton, David Cox, and J. W. Scott - the arbitrators to whom the parties in this cause referred the matters in controversy in this suit - having been filed at the June term 1871, and no exceptions being filed by either party to the same, and the Defendants waiving the rules as to themselves, It is ordered that the Plaintiff be summoned to appear here on the 1st day of the next September term, to shew good cause, if any he can, why the said award should not be entered up as the decree of the Court.

Leske. John B. West, D. Clk.

St. C. Slomph & wife
vs. { Copy of Decree of
Court, (to shff of wife
County)

J. J. Start et al.

1st day Sept: term 71.

This summons came
to hand 26th Sept
1871 to take to
summon this
parties

C. W. Kilgore
A. P. &
(, S,

115
50
22.50

to the Clerk
Lee County
Governor
Ga

The deposition of Carr Bailey & others taken at the house of Andrew J. Hart, in Turkey Cove Lee County Virginia, on the 15th day of January 1870 Pursuant to notice herein enclosed which are intended to be read as evidence in behalf of Andrew J. Hart, in a suit now pending in the County Court of Lee County, wherein Henry C. Slump is Plaintiff and the said Andrew J. Hart is Defendant.

Carr Bailey a witness of lawful age after being duly sworn deposes and saith;

Question by The Defendant. Do you ~~and~~ recollect a conversation that occurred between the Plaintiff Slump and yourself in relation to pastures at his fields on Stockers Knob which fields are known as the Parsons fields, and if so state that conversation to the best of your recollection.

Answer I do recollect a conversation between the Plaintiff Slump and myself in relation to his fields on Stockers Knob known as his Parsons fields. Some of my stock frequently ranged upon those fields, some hogs and cattle, and I asked the Plaintiff Slump, not to have my stock hurt or interrupted in that I could not keep them away. He replied that my stock should not be interrupted, that they could run upon his fields, but that Bill Ward's and Jack Hart's stock should ^{not} run there.

Question by Same were ^{you} frequently at those fields during the Summer of 1865 and if so please to state whether you saw any of my stock on those fields.

Answer I was at those fields frequently during the Summer of 1865, looking after my ^{own} stock, and

I do ^{not} recollect of seeing any of the defendants' stock at or about those fields during that summer and further this deponent saith not

Carr Bailey
B. W. Baker J.P.

Peter C. W. Reason an other Witness of lawful age after being duly sworn deposes and saith:

Question by the Defendant.

Were you and William G. Hart both witnesses at a trial before George W. Young, which trial was between A. J. Estep and the said William G. Hart, and was not William A. D. Cook also a witness at said trial, and did you and the said William G. Hart, not testify and swear in opposition to that of the testimony of the said William A. D. Cook.

Answer I was at said trial, and William G. Hart and myself were both witnesses on said trial before said Young and said Cook was also a witness at said trial, and the said William G. Hart and myself did swear opposite to the testimony of the said Cook. And further this deponent saith not

Peter C. W. Reason

Biddy C. Hart an other Witness of lawful age after being duly sworn deposes and saith:

Question by the Defendant: Do you or not know whether I pastured any Cattle or other stock upon the lands of the Plaintiff Hemp, at his fields on Stalkers Knob known as his Parsons fields during the summer of 1865, or the same year that I lived on

William Ward's place on Stalkers Knob.

Answer I do know that the defendant did not pasture any Cattle or other stock upon the lands of the Plaintiff ~~Hemp~~ during the year mentioned, for he got pasture from Mr. Ward and pastured there. And further this deponent saith not

Biddy Hart
B. W. Baker J.P.

Lee County to wit:

I Benjamin W. Baker a Justice of the peace for the County aforesaid in the State of Virginia do Certify that the foregoing depositions of Carr Bailey, Peter C. W. Reason, and Biddy Hart, were duly taken, sworn to, subscribed, and confessed before me at the time and place mentioned in the Caption. Given under my hand this January the 15. 1870.

Just. Clerk
for circuit B. W. Baker

B. W. Baker J.P.

A. J. Hart

ad. } Depts
3

H. C. Sluiter

Recd Sealed & filed

Jan 17 to Jan 1870

John B. West, D.C.

Virginia Lee county to wit:-
The deposition of M. G. Parkey Taken
before me the undersigned a justice of
the peace for said County, pursuant to
a notice herewith filed - which are
intended to be read as evidence in
behalf of H. C. Slump in a suit now
pending in Chancery in the County Court
of Lee County Va - wherein the said
Slump is Plaintiff and Andrew J.
Heort is defendant -

M. G. Parkey a witness of lawful age
being first duly sworn deposes and
saith:-

Questions first by pl. ff -

Q. State all you know
in reference to an account, filed before
John Riddle late Justice - ~~in~~ which H. C.
Slump used on a trial of said accounts
before said Riddle said account and
items thereof being against A. J. Heort -

Answer

A. I have a true copy of an account that John Riddle Esq.
Handed me of H. C. Slump against A. J. Heort & that is
The same account Marked A The amt of said account is
\$17, 90 Cts

"Hwy 6 thimp an other witness of lawfull age
being duly sworn deposth and sayeth that
the account of \$17,4005 as maist of and hearerthe filed &
marked A. in my favor against E. A. J. Hart
is correct. ~~that~~ the best of his knowledge and that the sums
charged for as set forth in said account was at hearerthe
Prises at their respectivefull dates.

H. C. Sharp

v. { Leis

J. F. Hart

Henry C. Slings

vs 3 Defs.

Aff. Harts -

Reviewed, Sealed & filed

the 17th day of Jun 1870.

John B. West, D.C.

Pursuant to the accompanying notice herewith bearing date the 17th day of August 1869, I, the undersigned an acting justice of the Peace, in & for Lee County, proceeded at the same office of W. B. D. Lane, in the Town of Leesville, on the 18th day of August 1869, after 8 O'clock A. M. to take the deposition of John Riddle & others, to be read as evidence in a suit in Chancery now pending in the County Court of Lee County wherein H. C. Slomp is Pltff, and Andrew L. Hart & others are Defts.

John Riddle a witness of lawful age being first sworn, deposes & says,

By agreement of parties the taking of the depositions in the above case, was adjourned over, until the Court adjourned for dinner this day. August 18th 1869. Geo. B. Milbourn J. P. Met pursuant to adjournment. August 18th 1869.

Geo. B. Milbourn J. P.
Question by Deft. Was there a warrant returned before you as justice, between H. C. Slomp, & A. L. Hart, & if so state what proceedings were had thereon, & what disposition you made of said warrant.

Answer. Henry C. Slomp warranted A. L. Hart and the case was tried before me as a justice. Sometime in May 1868 and I gave a judgment against Slomp for seven dollars & something, and the cost. It was night when I got through with the evidence and I took a memorandum of such accounts of the parties as I allowed them but I did not tell the parties then what my judgment would be. The parties agreed on the day of the trial in my presence that I should take the case and dispose of it, and as a judge, judgement rendered, by a justice, not here, District, that my decision should be final. I did not wish to have any thing to do with the case but the parties requested me to take up the case and decide it and accordingly after,

I had made my calculations of the accounts I rendered my judgment and no person calling for the execution for two or three months or more I still held it in my possession.
Question by same.

Did H. C. Slemph within the periods required by law, or ^{at} any time, while the judgment & execution was in your possession, apply either for an appeal from your judgment, or a new trial of the cause.

Answer. He never applied at any time to me for an appeal. After I had delivered the papers to the officer I had a conversation with H. C. Slemph about a new trial and I told him that I thought the time had elapsed for granting a new trial but if he would see Judge Burns and get advice and if it ~~had~~ was right for him to have a new trial I would grant it. I saw him afterwards and he told me that he had not said anything to Burns about it.

Question by same. Did you, or not, at any time ^{after the trial} say to H. C. Slemph, that you had not rendered a judgment and that, before ^{you} done so you would notify him that you were going to render judgment.

Answer. I did not promise to give him any such notice.

Examiné par défendants conseil

Question by 1st? Did you at any time after the said trial, and before the expiration of thirty days, notify the defendant, in this cause that, you had rendered judgment in the said cause; and if so did you tell him what that judgment was?

Answer. I never notified him at any time that I had given judgment against him.
Question 2^d. ~~How~~ Could the defendant have, known by any means that you had rendered judgment, unless you had informed him or issued process against him within 30 days.

Answer. I don't suppose he ~~had~~ could 2^d Did or not the plaintiff, some 4 or 5 days after the trial, leave a written application at your dwelling, which was either shown you, by ^{some member of} your family when you came home, or its contents told you by some of your family? asking ^{you} for a new trial, or appeal to said cause?

Answer - a few days after the trial was before me I saw H. C. Slemph he informed me that Hiram yeary had informed the Slemph that I had given judgment against him. I told said Slemph that I had not yet decided, the said Slemph mentioned that he had other items that he could now put ~~now~~ in that he Slemph did not then know of. Witness told Slemph it was too late, he would have to bring in all his accounts at once. I can't state ^{whether} ~~that~~ this was within 30 days after I gave the judgment or not.

Question 4th Did you or not issue an execution on your judgment, within 30 days, after the trial aforesaid?

My recollection is that I issued the execution within 30 days.

Question 5th Did you act as an arbitrator in the said Cause or as a justice of the peace,

I acted as a justice of the peace
Question 6. How long, was it after your rendered your judgement, before you went to Kentucky? and how long did you remain?

Answer. I gave the judgement before I went to Kentucky, but I dont know how long. I was gone to Kentucky some 100 or 12 days.

Question 7. From what manner in which you postponed your judgement, the length of time you was in issuing your judgement and execution, thereon could H. L. Stump have known before, the expiration of 30 days that you had decided said cause against him. Answer. He made no application to me to know the decision, and I know of no source from which he learned said fact, after I gave the judgement & execution the papers remained in my Office for a considerable time before they were called for, or delivered to the Officer.

Question 8th Same. From your knowledge of this Cause, and, the facts you have ^{stated} in relation, thereto do you know, of any reasonable way in which the plaintiff could have ascertained in 30 days what your decision was.

I dont know unless he had come & asked me. I had made up my mind, but I did not write out the judgement until after I come back from Ky

Question 8th, you have stated, that, you did ^{not} commit your judgement, to writing until after you came back from Kentucky when did you form your first and settle your judgement, in your own mind?

I made up my decision in my own mind very soon after the trial, perhaps a few days
Question, 9th You have stated in your examination in chief that ~~the~~ parties agreed, that your judgement should settle the matter or did the plaintiff say that he would, and appeal, new trial or other rights, or did you understand, you living out of this district as you did, that ~~the~~ parties agreed you might try the case, as a justice?

They agreed that I should try the cause out of their district, and that should be final but I understood that it was no more final than any other judgement I might render but I did ^{not} understand them to make any agreement that it was to be final with them.

And further this deponent ~~with~~ not - John Riddle

I the undersigned an acting justice of the Peace in & for Lee County, do hereby certify that the foregoing deposition of John Riddle, was sworn, depozed & subscribed to, before me, at the time & place & for the purposes mentioned in the Caption.

Given ^{under} my hand this the 18th day of August 1869.

L. B. Milbourn J. P.

Bill of cost

Justice of the Peace for this deposition 75 cts
J. Riddle & witness \$1.30 cts L. B. Milbourn J. P.

Mf Hart.

vs 3 Defs.

H C Slomfer +

Recd of the justice before
whom taken & filed the
18th of Aug 1869.

Holm B West D.C,

1

Mr. G. Parker, Clerk
H. H. Hart, Charlotte, N. C.
Manas, Wm. A. O. Cook, G. Reese and James M. Oliver
B. W. Barker

I am at the dwelling house of John Center's
in Court St. in the County of ...
a certain suit in ...
...
Henry C. ... is plaintiff and H. Hart
is defendant.

1st Deposition

Mr. G. Parker a witness ...
... being first duly sworn ...
... -

Question by plaintiff

Did you not pay \$14.32 the amount
of a judgement & execution which James
W. Arr sheriff said he held in his
hands against H. C. Glenn in favor
of David G. Reese concerning a bill
of cost in a suit in relation
to the possession of a piece of Land?
~~Answer by witness.~~ (Latter clause of 1st question objected
to by defendant.)

I paid to Sheriff Arr \$14.32
to satisfy a judgement & execution
which he held against H. C. Glenn
in favor of D. G. Reese for that amount.
Question by plaintiff

Did you not hear Defendant say he
claimed no attendance tickets off, of
Plaintiff, but that his attendance tickets were
coming off, of D. G. Reese.

Answer. I did.

Question by plaintiff

Was not the tickets referred to above

charged to H. C. Slump by A. J. Hart in
an account formerly tried before
Esq. John Riddle.
Answer

They were amounting to \$3.58

Question by Plaintiff

What is labor worth per day, in
our section? or what amount would
A. J. Hart earn at scoring logs, killing
hogs, grubbing &c by the day?

Answer by witness

Fifty cents per day.

Question by Plaintiff

Did you the account of H. C. Slump
against A. J. Hart on former trial
before John Riddle Esq.

Answer by witness

I did

Question

Did you observe any
unreasonable charges according
to rates in that account?
Answer. I did not

Question by Defendant

Was the money you paid to Sheriff
arr, any thing concerning the suit
between me & Plaintiff.

Answer by witness

I don't know whether or not
except the two tickets referred to,
of \$3.58 which was in Hart's former
account before John Riddle Esq.

Question by Left.

amount of

Did Esq. Riddle allow the tickets to me?

Answer I know nothing about that.

Further this deponent saith not,
attendance claimed — M. G. Perkey
The Deposition of Elijah Hands.
Question by Plaintiff

Did you not mow for me at the
same time that A. J. Hart did, ^{some time in July 1865} and do
as much work as he did, and how much
did you charge me per day?

Answer by witness

I did mow at the same time, I think
I agree as much work as Hart, and
he, ^{Slump} paid me 50 cents per day in store
goods. and the time was in July 1865
that we done the mowing.

Question.

~~Was~~ 50 cents a fair price for
Hart's mowing per day.
Answer by witness

It was

Question, by Plaintiff

What amount per day have you
generally been paid in the East end of
Lee Co. Va for doing good work on
the farm of any description
Answer by witness

Fifty Cents.

Question by Defendant

Is 50 cents a fair price for labor per
day allowing for hay \$3 or \$4 per
bu. for salt

Answer I don't hardly think it is
a fair price, but I have that it to
give. Further this deponent saith not.
witness ^{his} Elijah Hands
~~at Hart's house~~ mark

Dr. W. Jackson, Jr. L. C.

This image shows a page from a manuscript, likely a historical or religious text. The page is filled with large, stylized, handwritten characters or symbols. These characters are dark and appear to be made of ink or paint, set against a light background. The characters are arranged in a somewhat scattered manner, with some appearing to be part of a larger word or phrase, while others are isolated. The style of the characters is highly decorative and calligraphic, suggesting a specific historical or cultural context. The overall appearance is that of a page from an ancient or medieval manuscript, possibly a liturgical book or a collection of prayers.

H. C. Slump & A. P. Hart at Esq. Riddle
witness
I was.

Question Did not A. P. Hart there on
trial, admit the account of H. C. Slump
against him, before Esq. Riddle
Answer

To the best of my recollection
he admitted the account.

Question by Plaintiff

What would be a reasonable
price for labor per day by A. P. Hart
in the year 1865.

Answer Fifty Cents.

Question by Plaintiff

What amount would be reasonable
for the services of a small mule per
day in ^{the year} 1865 or 6.

Answer

I reckon about 16 $\frac{2}{3}$ cents per day

Question by Plaintiff

How long have you been
acquainted with the said A. P. Hart
Answer Some 3 or 4 years I reckon

Question by Plaintiff

From the general reputation of
A. P. Hart would you believe him
on oath.

Answer by Plaintiff

From the reputation of the people
I would not like to

Question by Plaintiff.

Did you ever see H. C. Slump's account
against A. P. Hart, or a copy thereof

Answer by witness

I suppose I did

3rd Deposition
from A. J. Cook's Deposition.
Question by Plaintiff.

Was you present & did you hear
a conversation which took place
between H. C. Glempe & A. J. Hartman
concerning some pasturing, which
said Glempe claimed Hart was due
him for, etc.

Answer by witness

I was present

Question by Plant,

State the conversation

Answer by witness

Capt. Glempe & I, were together and happened to
meet up with A. J. Hart. in conversation
raised between them about their settlement.
H. C. Glempe asked A. J. Hart if he,
Hart had not got pasturing from
him, Hart answered he had,
and Glempe asked Hart how long
he had pastured for him, and
how many head of ~~cattle~~ ^{cattle} Hart
answered some 4 or 5 head
one month or a month and
a half, and Hart further said
he was ready to settle with Glempe
and what he owed Glempe he was
ready to pay him.

Question by Plant,

Do you know of Hart's hogs even
running in my corn field
Answer

I don't recollect, I seen Hart
going in the direction of Glempe's premises
hunting hogs several times and heard of
of his hogs being in Glempe's corn

Question by Plant,

was you present in a former trial between

4th

J. L. Reed's Deposition continued;
Question by Plaintiff.

Do you consider that you owe
to A. J. Hart on settlement tickets to the
amount of \$3.58 - for cost going from
you to Hart, which seems to appear
in an account of Hart's against
A. C. Glump -

Answered by witness

I consider I owe the tickets
to Hart and will allow the amount
of them on settlement with Hart.

Question by Plaintiff

Have you seen the account of
A. C. Glump against A. J. Hart is
a copy thereof, which was brought
up in a trial heretofore, before Esq. Kiddle

Answered
I have seen an account of
A. C. Glump's against A. J. Hart,
but can't say whether it agrees
with the account brought before
Esq. Kiddle or not,
Question

are not the accounts you
see of Glump's against Hart reasonable
for their respective dates
Answered

A. C. Glump's charges against
Hart seem very reasonable except
8 lbs of Iron, which would be owing to
quality.

Questions by Plaintiff.

What amount per day did you
charge me for working on house &c
at the time A. J. Hart worked for me
and did you do equal work with Hart?

Answer by witness

I charged you 50 cents per day
and to the best of my knowledge I did
as good work as A. J. Harton
Q. by Pft.

Did not A. J. Hart admit my
account before Esq. Riddle on a former
trial.

Answer

I don't recollect whether he did
or not.

Q. by P.

Was you ever present at my house
and see A. J. Hart get any of the
following articles viz, Salt, Iron, Tobacco,
Leather &c, in the year 1865 &c.

Answer by witness

I saw him get some salt
and probably some other articles but
can't recollect definitely about the
other articles

Questions by Plaintiff

What has been the customary price
of a man's labor per day at all ordinary
work in our neighborhood

Answer,

Fifty Cents per day

Question by Plaintiff

What ^{would} a small mule be worth per
day to go to mill and pack on.

Answer by witness

I would suppose if a man made a
charge of it, it would be worth 25 cents
per day provided the animal was
fed

Question by Plaintiff

Was not all the charges therein reasonable and fair according to their respective dates

Answer by witness

They were a portion of them being as low as articles now sell for.

Question by Defendant

Did the conversation referred to in your first question by H. C. Slump occur at the time my son and I met you and H. C. Slump in the field known as the Island field

Answer

Yes Sir that's the time

Question by Plaintiff

were you a witness between H. C. Slump & myself in our trial before Eog Riddle

Answer by witness

I was.

Q. Did you not swear what you knew about the matter at our trial before Eog Riddle

Answer by witness

Of course I did the same thing

Question by Plaintiff

Is not your recollection at present concerning the trial between A. Hart and H. C. Slump, as accurate now as it was then,

Answer I think it is Sir

Question by Plaintiff

Has there not been further questions asked you concerning this case, ^{in this deposition} that were not, at the former trial before Riddle?

Answer by witness

Of course there has.

Question by Defendant

What particular question are asked in this deposition that were not on trial before Riddle

Answer - I have no recollection of being asked about the mule service, or the fairness of H. C. Slemmons account, or the admittance of H. C. Slemmons account by Hart before Esq Riddle

(Further this deponent says not attendance claimed.) William A. D. Clark

4th Sept.

B. M. Parker Esq.

David H. Rees's Deposition

Question by Plaintiff -

Was not A. Hart a witness for you against me in a certain suit we had about the possession of some land.

Answer by witness

He was a witness for me

Question by Plaintiff

Has the entire cost of that suit coming from Capt H. C. Slemmons been paid to you.

Answer, It has - by M. & Parkey for said Slemmons

J. G. Reese's deposition continued.
Q by Deft.

Was you not a witness between
H. C. Slump and myself in a former
trial before Esq. Fiddle,
Answer

I by Deft. I was.

Did you answer all question
asked you by H. C. Slump on our
former trial

Answer I did fair questions
relative to the case

Question by Deft.

State the conversation you heard
between H. C. Slump & A. Hart when
you saw him receive the salt
referred to.

Answer

H. C. Slump remarked to A. Hart
that he would have to charge
him very high for said salt, and
Hart remarked he would make
the second charge.

Q by Deft.

Was the ticket referred to going
from you to me rejected or admitted
in A. Hart's account against H. C. Slump
Ans - by witness

my recollection is that they
were rejected and handed back
to Hart.

Q by Deft.

Do you remember of Slump having
got any of the articles charged him by
A. Hart.
Ans. I don't recollect any of the items of Hart's
account at present, which Slump received.

Further this deponent saith not.
attendance claimed David G. Reese

B. W. Baker G.P.
5th James M. Olinger Deposition
I by Plt.

Have I not put notes in
your hands for collection against
A. J. Hart which bore date after or later
than 1860.

Answer by witness

I H. Glump put a note in my
hands for collection of \$3.75 which was
due due 25th Dec 1860 against A. J. Hart
which I proceeded with according
to Law and Hart made no defense
and asked no credits ^{1st Jan 1861} proceeded against Hart.

I H. Glump warranted A. J. Hart on
an other note of \$6.39 which I
proceeded with on the 1st January 1861
and said Hart made no defense
whatever.

Q by Pl.

Did Hart ever claim for work
done on ^{for my Mother in the year 1860} Churny to the amount of \$2.25
as an offset against the above mentioned notes.

Answer

He might have claimed it
but I have no recollection of it.
Q by Plt.

14th Jan 1870
Did not Hart say he claimed
it before Richmond but got no credit
and by witness

He did

James M. Clinger Deposition Continued,
I by Plf.

Did you not help me score logs
at the same time. Start did down
on the River in the year 1866.

Ans. I helped on 2 days my recollection
is in 1866, at the same time Start
did

Q. ^{Pl}What did you charge me per day
for scoring logs.

Ans. by witness in

He paid me 50 cents per day.

Q. by Plf.

How much per day would
you be willing to mow for
or what amount per day is mowing
worth. by the day

Ans. I would think a good hand
ought to earn 75 cents per day

Q. by Plf.

Was the notes you collected
off, of me going to H. C. Glenn as
administrator or not

Ans. the one of \$6.39 were going to the
adm^r of H. C. Glenn's ^{deceased} Est, the other of
\$3.75 was going to H. C. Glenn individually

Q. by Plf.

Do you know how much scoring
I done or how much I was to
get per day.

Ans. I don't.

Q. by Plf.

What time in the day did we
meet to work at the scoring of the logs
Ans. Not before nine or 10 o'clock

it being very cold weather and short
days ~~~~~

Q by Self

Did I work on the day you
met so late -
and by witness

A My recollection is you did.

Further this deponent saith not

Cost 50 cts

Adjourned to convene on the 15th James M. King
Jan 1870 at 8 o'clock P.M. at the dwelling house of A. Hart
B. W. Baker J.P.

January 15th 1870 met agreeable to
Adjournment and now continue
taken Depositions.

1st Dep on 15th Jan

William G. Hart's Deposition.

Question By Plf.

Did I ever agree to pay you \$2.00
that your Father paid Barrons, his
subscription to McKinsey's school?
Answer.

He & I agreed to pay the
schooling but whether he does it or
not I don't know.

Question by Plf.

How long did you attend school
and go from my house
Answer.

I disremember the exact time

Q by Plf

Was it as much as 2 or 3 weeks?
Answer.

It might have been as much
or might not, I disremember.

Q by Plf. Did I agree to pay Mr McKinsey for
your schooling?

Continued

Answer by witness,

A. C. Slump agreed to pay Mr. McKinsey for my schooling and the witness further avers and states that he had quit his father at this time he went to school and had been working for Slump some time, and I told Mr. McKinsey that Mr. Slump would settle my schooling and upon that statement he McKinsey admitted me in school.

Q by Pff.

I never agreed to pay to you then, but to McKinsey
answer - You agreed to pay McKinsey for me.

Q by Pff.

Did you ever let your Father have the schooling debt on me.
answer -

I did not that I knew of

Q by Pff

Did your fathers hogs ever run in my corn any
answer -

one or two of my Fathers hogs run in ~~my corn field~~ ^{my corn field}
~~there~~, I dont know which, nor how long.

Q by Pff.

Did you ever hear your father say he ever got a pair of shoe letters from me.

Ans. I heard him say that he got one pair of upper leathers, which Slump owed to me, for the leather that I borrowed of him.

I by P^{lf} Did your Father ever get any word
of me.

Aus. It seems to me that he did
but I don't know

Q by P^{lf} What is the general rule for
a man's wages per day on the farm
in our country

Aus. 50 cents per day except harvesting
or mowing.

Q by P^{lf} Did you ever hear your father or
Mother say that they had received
things of my wife that I had
not charged to them on former trial

Aus. I never did

Q by P^{lf} Do you know if your Mother ever
got any Cornetio of my wife

Aus. I do not.

Q by C^{ft}, Q objected to by Plaintiff
Was not you, Wallas Reason
and David Cook all three sworn
in a suit before Eog Young and did
not David Cook swear ~~posit~~ way
and you and Reason the other
answered He did.

Further this deponeth saith not
attendance claimed William G. Hart

B. W. Baker J P

7th
The Deposition of Charlotte Hart,
Q by Pff.

Did you ever know of your
Husbands getting any salt, Iron or
Tobacco, of me?

Ans. I knew of my husbands getting a
little salt, and I heard him say
I think that he got some 4 or 6 lbs of
Iron. I dont know of his getting
any tobacco

Q by Pff

Did my wife let you have 2½ yds
of Domestic the skirts of two
worsted dresses, and a pieced
bed quilt for which you was to
do some weaving?

Ans. She let me have 2½ yds of Domestic
but no skirts of worsted dresses, but
She let me have a pieced bed quilt
but I was not to do weaving for
the same.

Q by Pff. What was the Domestic and quilt
worth —

Ans. the Domestic was worth 25-cents

and the quilt was worth 35½ Cents

Q by Pff. How was you to pay for the Domestic
and quilt.

Ans. For the Domestic in working and
was to pay for the quilt in butter or soap

Q by Pff

Did you ever agree to make up some
soap grease on the halbes.

Ans. I made an effort for some grease to
make up on the halbes, but failed
but she furnished me with grease and I
made her a pot of soap. She pay^{was to} me for
one half of the soap made, but never done it.

Q by P^r Did A. J. Hart bring you the
sack of soap grease

Ans. He did bring me a sack
of beef bones.

Q by P^r. How many lbs was there of
the soap grease A. J. Hart
brought you from my wife?

Ans. My recollection is there was
about ~~half~~ of net grease
agreeable to all rules about 8 lbs.

Q by P^r

How much is soap grease
worth per lb
Ans. about 3 or 4 cents

Q by P^r

Did you know of my wife's ever
getting her part of the soap
Ans.

I know she said she got it
all mine & here two

Q by P^r. How much is soap, ^{generally} worth
per lb,
Ans.

The customary price is 10 cents per lb

Q by S^t

Did you bring up the things you
paid for the Domestic & quilt in
your Husband's account against
the Clerk in a former trial
Ans. I did not.

Q by P^r

Can you read writing

Ans.

No Sir I can't. I know some few
letters but to read it I can't

Q by J. P.

You Can't say then whether your husband ~~had~~ brought up or not your account against Sloop in former trial before Esq. ~~Kimball~~

Ans. He did not all, he had in the weaving coloring, seizing & spooling of a piece of cloth, 28 yds coloring sized 14th spooled 14 and wove 14th.
Further his depositions said not attendance claimed

Charlotten^{cher} Hart
B. W. Baker J. P.

Lee County, Texas;

I Benjamin W. Baker a Justice of the Peace for the County aforesaid in the State of Virginia do Certify that the foregoing depositions of Green M. Parker, Elijah W. Hanes, ~~Benjamin~~ William J. D. Cook, David G. Reese, James M. Olinger, William G. Hart and Charlotty Hart were duly taken, sworn to, subscribed and confessed ~~before~~ before me at the time and place mentioned in the Caption, given under my hand this January 15. 1870

Justice Fee
for circuits \$8.00

B. W. Baker J. P.

Henry C. Slomp Plaintiff vs. Andrew
J. Hart Defendant. The undersigned to whom
was referred the matter in controversy between the
parties after hearing the parties and the evidence
adduced by the parties we award that the plff.
Henry C. Slomp shall pay to the said Andrew J.
Hart, the sum of three dollars with legal
interest thereon from the first day of May 1868 till
paid, and the said Plaintiff Henry C. Slomp shall
pay to the Deft. A. J. Hart, the amount of all the
cost expended by him in defending said suit
before Justice Riddle and also in court, and that
the plff. H. C. Slomp shall pay his own cost in prosecuting
his said suit before Justice Riddle and also in court,
and shall also pay all the cost of the arbitration except
as hereinafter named; The said Defendant A. J. Hart
shall pay all the cost for the first Saturday in May
last at which time the arbitrators and parties were
to meet and settle the matter, but at ^{the} said Deft's
motion the said arbitration was continued till this
time, and we further award that the plff. H. C. Slomp
~~shall~~ and the Defendant A. J. Hart shall to us
as arbitrators eight dollars, four dollars to be paid
by each, and four dollars to be paid to D. S. Litton
and two dollars each to John W. Scott and David
Cox. Given under our hands this June 3, 1871

D. S. Litton }
David Cox } Arbitrators
J. W. Scott }

Henry C. Skrup
Plff. v. S. A. J. Hart
Deft.
Award of arbitrators

1870 June 3rd. Filed.

192

1865

Andrew J. Harter

July 31:

		Dr	Cr
To 23 ts	Sal. 3		
To one pair of	Bottoms per ready	\$ 1 38	
Nov 5-	to 12 ts of		72
7	to (1) one pair of feathers		75
30	to (1) one pair of tobacco		40
December 11	to 25 ts of		1 50
25	to 2 pair of Shovelathers upers	2 30	
February 24	1866 to one pair of tobacco		40
May 23	to 8 ts of Iron		1 00
	to purchasing 4 head of Cattle in month		
	at one one dollar & fifty ct per head	7 50	
	to feeding 2 hogs on corn field one		1 00
	to some planter got at John Colings		
	Sawmill you know how much		

\$17 90

July 22	1865 Cr by 2 days mowing	\$1 00
18	Cr by 2 days work done on stable	25
	Cr by 2 days work done on stable	50
	Cr by helping Bais Shop & stable	
	one day	50
20 January 1866	Cr by 2 days, Skiving & logs	1 00
	Cr by working piece hog one day	50
	Cr by one bushel of Rye for James Rice & William Rice	50
May 1865	Cr by grubbing one day	50

Balance in hand -

\$13 15

\$4 75

A. C. Simpson

I Sign the within account
for the balance due to the Highways

Hedding

The 6th March 1868

I sign Back to Hedding the within claim of debt
of \$1315.05.

A. J. Ester

on April 12th
Henry 64

\$1315.05

1560
2
1562

25

60

1560

93

796
13
2805

23
156
1840

Know all men by these presents that I, J. L. Pridmore -
do hereby hold and firmly bound unto
Andrew J. Hart and Harvey T. Wallen in the sum of Twenty
dollars for the true payment thereof well and truly to be
made to said Hart and Wallen I send vice &c.
Executors and administrators _____ firmly by these
presents, witnessing hand and seal this 15th day of
May 1869

The condition of the above obligation is such that whereas
Henry C. Slomp lately before the justices of our county court of Sec-
ounty did obtain an injunction against the above named
Andrew J. Hart and Harvey T. Wallen to restrain and inhibit
the said Hart and Wallen and all others concerned from all
further proceedings upon the judgment at law in the bill
mentioned until the further order of the court.

Now if the said Henry C. Slomp shall well and truly
pay all such costs and damages as may be awarded against
him upon the trial of said Suit and shall also pay said
judgments in case the injunction aforesaid shall be dissolved
then this obligation to be void, otherwise to remain in full
force.

J. L. Pridmore (Seal)
(Seal)

Henry C. Slings

as { Injunction Bond
Andrew J. Hart

Mersey, C. I. keep in account with the And, J. Heart

1860	To two dollars & 25 cts for work on a chimney at your Mother's	4 1/2	\$2.25
1865	To two days mowing at one dollar per day		2.00
	To two days work on a stable this side of the dwelling house		2.00
1 1/2	To two days ^{work} on the other side of the dwelling house		2.00
	To two & a half days work down the river on saw logs		2.50
1	To one days work raising your shop		1.00
	To one days cutting bricks		1.00
	To one pair of super leather for shoes I sent you		1.00
50	To service of mule two days 50 cts per day		1.00
	To two dollars I paid Haire for schooling you a good horse William D. 00		2.00
	To six pounds butter one dollar 14 pounds soap 10 cts		1.40
	To two pounds 1 lb 33 1/2 cts 2 pounds soap 20 cts		.53
	To one pound of butter 16 cts 1 lb one pound soap 10 cts		.26
	To coloring & weaving 14 yds & sewing & plaiting & warping the same		2.16
	To a truck of dry & punches out of the road		.50
1866	To a pot of soup I had made your wife & I was to have half the soup & you was to pay		
	Me for my half. Suppose my part would 25 or 30 pounds		2.50
1867	To ticket from the clerk for tending as witness at Jonesville	1 1/2	
	To a ticket for my attendance you & D. G. Heart at Jonesville	2.44	
	To a ticket in same suit & same party at Jonesville	7.14	
Do!!	To amount paid to James Rice	1.06	
			30.16

And. J. Hunt
183
16 to 18
p2940 et,

Received of H J Wallin One Judgment and
Execution on H. C. Slomp for \$4.97 with interest
from 23rd day of May 1868 until paid and
also the sum of \$3.50 for cost which
I promise to collect or Return according to
law ~~him~~ under my hand This 3rd day
of June 1869 Charles Garrison. Const

Marked A

1865
July the 21st A. D. Hart

To H. C. Stump

Dr

	To 23 Lbs. ^{salt} at \$3.00 pr bushels	\$1 38
	To one pair of bottoms pr biddy	0 75
Nov. 12 th	To 12 pounds of salt for your self	0 72
Dec. 5 th	To one pair of upper leathers	0 75
7 th	To one plug of Tobacco got by your wife	0 40
30 th	To 25 pounds of salt	1 50
Dec. 11 th	To Two pair of shew leathers upper & solds	2 50
25 th	To one plug of Tobacco	0 40
Feb. 24 th	To eight pounds of iron	1 00
May 3 rd	To pasturing four or five head of cattle one month at \$1.50 \$1.50 ^{cts} per month per head	7 50
	To feeding two hogs on corn field 1 week	1 00
	To some plank got at J. C. Clingers saw mill you know how much	\$17 90

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1 2 3 4

H B Mearns

1869 To attendance of wife before

Judge to make deposition 1 day \$6.00

To attendance of daughter 1 day \$3.00

Before J. M. Barker

To attendance of same 2 days before

Judge

10.00

11th 10th 11th 12th 13th 14th 15th 16th 17th 18th 19th 20th 21st 22nd 23rd 24th 25th 26th 27th 28th 29th 30th 31st
" 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31

— dance as a witness

Samp
y Hunt

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1/2 of black
1/2 of black
1/2 of black
1/2 of black

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Mr. A. J. Hart you will take notice that on ~~the~~
Friday the 14th day of January 1870 at the
dwelling house of John Centers in Lee County Turkey Co
I will take the depositions of Wm. A. L. Cook, Beavie
Greene & others to be read as evidence in a suit in
Chancery now pending in the County Courts of Lee
County. (I have in I am plaintiff and you & others
are defendants) if from any cause said depositions
are not taken or completed at said time or place
I will adjourn from time to time & from place to place
until I have finished giving under my hand
this the 10th day of January 1870 you can attend if
you please

Yours &c

Henry L. Shimp

To A. J. Hart

Lee Co. to wit;

+ on this the 14th day of January
1870, A. J. Estep personally
~~and~~ appeared before me
and states that he served
a true copy of the within
notice on A. D. Hart
on the 10th day of January
1870.
A. J. Estep

Sworn and subscribed to
+ before me on this 14th January
1870

W. W. Wake

J. D. G. Co.

notary for Lee Co. Va.
J. D. G. Co.
J. D. G. Co.

Mr H Y Wallin you will take notice that on Friday
the 14th day of January 1870 at the dwelling house of John
Centers in the Turkey Cove in County Va I will take the
depositions of 1st A. D. Cook David G. Reen & others
to be read as evidence in a suit in Chancery now
pending in the County Court of Lee County where
in I am plaintiff & you & A J Hart are defendants
if from any cause said depositions are not taken or
completed at said time or place I will adjourn
from time to time & from place to place untill I shall
have finished you can attend if you please given
under my hand this the 10th day of January 1870

I am very Respectfully,
Henry C. Kinnip

Lee Co Va to wit

on this the 14th day
of January 1870 I John Center
states
that he served a true
Copy of the within notice
on the wife of N. T. Wallers
in his absence on the
11th of January 1870 John Center

Sworn to and subscribed
before me on this
the 14th January 1870

B. W. Baker. JP

January 10th 1870

W. T. Wallers & A. R. R. R.

W. T. Wallers & A. R. R. R.
Office N. S.

The Commonwealth of Virginia,

To the Sheriff of Lee County - Greeting: -

We command you to summon Andrew J. Hurt, Harvey T. Mullen, and Charles Harrison to appear before the Justices of our County Court of Lee County, at the Court-house, in the Clerk's office, at Rules to be holden for the said Court, on the first Monday in August next, to answer a Bill exhibited in our said Court, against them by Henry C. Shump.

And have them there this writ. Witness, John B. West, Deputy Clerk of our said Court, at the Court-house this, 19th day July 1869, in the 9th year of the Commonwealth;

Teste - John B. West, Clerk

all the undersigned, accept the legal
service, of the within writ.

July 19th 1869

Charles Harrison

A. S. H. d. r. T.

Mr. H. C. Kemp

You will take notice that on Wednesday the 18th day of August 1869, at the Law office of W. B. D. Lane, in the Town of Leesville, I will proceed, commencing at 8 o'clock A.M., to take the deposition of John Riddle & others, to be read as evidence in a suit in Chancery, now pending in the County Court of Lee County, Virginia, wherein you are Complainant, and I and others are Defs. If said depositions are not completed, at the said time & place, I will adjourn from time to time, until they are completed. Given under my hand this the 17th day of August 1869.

Andrew C. Hart & others
By W. B. D. Lane attorney.

A. J. Hart Vt. Clerk
w/ { Notice for Depositions
H. C. Slomp

Executed by
Delivering a true
copy of the within
to H. C. Slomp
August the 17
1869 Wm. W. Hayes J. C.

A. J. Heart.

Sir.

Take notice, that on
the 18th day of January 1870, at the
Tavern House of James R. Howell, in the
Town of Jonesville Lee Co Va, I will
proceed to take the depositions of M.
G. Perkey and others; which when taken
are intended, to read on my behalf
in a certain suit in Chancery, now
pending in the County Court of Lee
County Va in which I am plaintiff
and you one defendant.

Jan. 17th 1870 } Yours, &c
H. C. Slerups.

Virginia ~~State~~ - to wit

I, the undersigned Justice certify that John
Alinger made oath before me that on this
day ¹⁸⁷⁰ he offered a true copy to J. Hart
of the within notice and read the same
to him but the said Hart refused to
accept the said copy given under my hand
this 15th day 1870

L. Stimpf

to notice

J. Hart

Virginia At a County Court continued & held for Lee County Jan'y 18th 1870.

Henry C. Slemph

Plff

vs.

A. J. Hart

Defc

} In Chancery.

xxxxxx On the motion of the Plaintiff, it is adjudged, ordered,
and decreed that the Injunction in this cause which was dis-
solved at the last term be and the same is hereby re-instated,
and thereupon the parties mutually agree to submit the matters
in dispute between them in this cause to Jonathan Richmond
and Dixon S. Littow and their umpire in case they disagree
and that the award of said arbitrators or their umpire shall be
made the Decree of the Court, and the same is ordered accordingly
and the cause continued. Acopy. Secy. J. B. West, D.C.

Diary P. L. L. L.

Virginia,

At a County Court continued & held for Lee County Jan'y 17th 1870.

Henry B. Slomp

vs.

A. J. Hart

Plff

Deft

} In Chancery.

***** On the motion of the plaintiff, it is adjudged, ordered, and decreed that the Injunction in this cause which was dissolved at the last term be and the same is hereby re-instituted, and thereupon the parties mutually agree to submit the matters in dispute between them in this cause to Jonathan Richmond and Dixon S. Litton, and their umpire in case they disagree (and that the award of said Arbitrators or their Umpire shall be made the decree of the Court, and the same is ordered accordingly, and the cause continued.

A copy -

Lester J. B. West D.C.

Jonathan Richmond

—

Mr W C Slump you will take notice that on Saturday
the 15th of January 1870 at my house in Lee County Turkey
Cove I will take the depositions of Wallace Reason
Biddy Hart and others to be read as evidence in a suit
in Chancery now pending in the County Court of Lee County
Wherein W C Slump is Plaintiff and I am defendant
if from any cause said depositions are not taken
or completed at said time or place I will adjourn
from time to time & from place to place untill
I have finished given under my hand this the
14th of January 1870 you can attend if you please
Yours &c A I Hart

To W C Slump

Lee County to wit,
on this the 14th
of January 1870
David G. Rees states
that he served a
true copy of the within
notice on Henry C.
Sleep. David G. Rees
services claimed.

Sworn & subscribed to
before me a justice
of the Peace for Lee Co. Va.
this the 14th January 1870
B. W. Baker, J. P. & C.

The Commonwealth of Virginia,

TO THE SHERIFF OF LEE COUNTY—GREETING:

WE COMMAND YOU TO SUMMON *A. J. Haack, and Harvey T. Wallen*

to appear before the Justices of our County Court for Lee county, at the Court House,
in the Clerk's Office, at Rules to be holden for the said Court, on the *first* Monday
in *August* next, to answer *A bill in Chancery exhibited in*
our said court against them by Henry C. Slings

And have then there this writ. WITNESS, *John B. West Deputy*
~~HENRY J. MORGAN~~, Clerk of our
said Court, at the Court House, this *3rd* day of *July* 186*9*, in the
93 year of the Commonwealth.

John B. West D. Clerk.

This day A. J. Estep appeared
before me and made oath that he
delivered to A. J. Hunt, and Horace T. Wallen
each a true copy of the within on the
8th day of July 1869.

This 27th day of July 1869

William T. Legg J. P.

Henry C. Shank

at 3rd floor in City

A. J. Hunt & H. T. Wallen

Aug. 10th 1869

H. P.

To whom the defendant and all others concerned from
all Justice proceeding upon the judgment at law in the
last mentioned case the full order of court. Bond
for each and damages having been received.
John B. Hunt J. P.